KARDARAS & KELLEHER LLP 44 Wall Street New York, NY 10005 (212) 785-5050 Attorneys for Defendant SHENZHEN HIGH POWER TECHNOLOGY CO. LTD.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ENERGIZER S.A.,

Plaintiff, 07 CV 7406 (LTS)

ECF CASE Against

M/V YM GREEN her engines, boilers and ANSWER TO CROSS-CLAIMS Tackle in rem; YANG MING MARINE OF DEFENDANT FIEGE LTD.

TRANSPORT CORP.; YANGMING (UK) LTD.; :

ALL OCEANS TRANSPORTATION INC.;

KAWASAKI KISEN KAISHA LTD.; CONTERM: HONG KONG LTD.; VANGUARD LOGISTICS

SERVICES HONG KONG LTD.;

FIEGE GOTH CO., LTD.; and SHENZHEN HIGH POWER TECHNOLOGY CO. LTD.

Defendants.

Defendant SHENZHEN HIGH POWER TECHNOLOGY CO. LTD. ("High Power"), by its attorneys Kardaras & Kelleher LLP, as and for its answer to the Cross-Claims of Defendant Fiege Ltd. formerly known as and sued herein as Fiege Goth Co. Ltd. (hereinafter "Fiege") contained in its Omnibus Answer dated March 20, 2008 to plaintiff's complaint, alleges upon information and belief as follows:

1. Denies having knowledge and information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the First Cross-Claim of Defendant Fiege.

- 2. Admits so much of paragraph 2 of the First Cross-Claim of Defendant Fiege as it relates to Defendant High Power but otherwise denies having knowledge and information sufficient to form a belief as to the truth of the allegations as to any other party.
- 3. Denies having knowledge and information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the First Cross-Claim of Defendant Fiege
- 4. Denies each and every allegation contained in paragraph 4 of the First Cross-Claim of Defendant Fiege insofar as it refers to defendant High Power, and otherwise denies having knowledge or information sufficient to form a belief as to the truth of the allegations regarding any other party.
- 5. Denies having knowledge and information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Second Cross-Claim of Defendant Fiege.
- 6. Admits so much of paragraph 2 of the Second Cross-Claim of Defendant Fiege as it relates to Defendant High Power but otherwise denies having knowledge and information sufficient to form a belief as to the truth of the allegations as to any other party.
- 7. Denies having knowledge and information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Second Cross-Claim of Defendant Fiege
- 8. Denies each and every allegation contained in paragraph 4 of the Second Cross-Claim of Defendant Fiege insofar as it refers to defendant High Power, and otherwise denies having knowledge or information sufficient to form a belief as to the truth of the allegations regarding any other party.
- 9. Denies each and every allegation contained in paragraph 5 of the Second Cross-Claim of Defendant Fiege insofar as it refers to defendant High Power, and otherwise denies having

knowledge or information sufficient to form a belief as to the truth of the allegations regarding any other party.

AS AND FOR A FIRST AFFIRMATIVE DEFENSE

10. Defendant High Power claims the benefit of all defenses raised by co-defendants and plaintiff in its response to cross-claims and counterclaims as well as its defenses set forth in its answer to plaintiff's complaint, as if set forth fully and specifically herein and incorporated herein by reference, raised insofar as said defenses may be applicable to defendant High Power.

WHEREFORE, Defendant High Power prays that the Cross-Claims of Fiege Ltd. be dismissed with prejudice together with costs, disbursements and attorney's fees and for such other and additional relief as to the Court may seem just and proper.

Dated: New York, NY August 5, 2008

Respectfully submitted,

KARDARAS & KELLEHER, LLP 44 Wall Street New York, NY 10005 Attorneys for Defendant SHENZHEN HIGH POWER TECHNOLOGY CO. LTD.

By:

William P. Kardaras (WK-8835)

Attorneys for Plaintiff 45 Broadway, Suite 1500 New York, NY 10006

To:

CICHANOWICZ CALLAN KEANE VENGROW & TEXTOR LLP Attorneys for Defendants YANG MING MARINE TRANSPORT CORP., YANGMING (UK) LTD. and ALL OCEANS TRANSPORTATION, INC. 61 Broadway, Suite 3000 New York, NY 10006

MAHONEY & KEANE Attorneys for Defendant KAWASAKI KISEN KAISHA LTD. 11 Hanover Square, 10th floor New York, NY 10005

DOUGHERTY RYAN GIUFFRA ZAMBITO & HESSION Attorneys for Defendant CONTERM HONG KONG LTD. and VANGUARD LOGISTICS SERVICES HONG KONG LTD. 131 E. 38th Street New York, NY 10016

LENNON MURPHY & LENNON Attorneys for Defendant FIEGE GOTH CO. LTD. The Greybar Building 420 Lexington Ave., Suite 300 New York, NY 10170

CERTIFICATE OF SERVICE BY REGULAR U.S. MAIL AND BY ECF

The undersigned declares under penalty of perjury that the following is true and correct:

- 1. I am over the age of eighteen years and I am not a party to this action.
- 2. On August 5, 2008, I served a complete copy of SHENZHEN HIGH POWER TECHNOLOGY CO. LTD.'s Answer to Cross-Claims of Defendant Fiege Ltd. by regular U.S. mail and/or by ECF, to the following attorneys at their respective ECF registered address and/or at the following address:

HILL RIVKINS & HAYDEN LLP Attorneys for Plaintiff 45 Broadway, Suite 1500 New York, NY 10006

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Dated: New York, New York August 5, 2008 Attorneys for Defendant FIEGE GOTH CO. LTD. The Greybar Building 420 Lexington Ave., Suite 300 New York, NY 10170

LENNON MURPHY & LENNON

Dorothy A Donnelly